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Attorneys for Defendant Clark County School District

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ALEXANDER MACHUCA, an Individual;
ARLENE MACHUCA, as Parent and Guardian
of AM, a Minor;

Plaintiff,

v.

CLARK COUNTY SCHOOL DISTRICT, a
Political Subdivision of the State of Nevada;
JUSTIN DIMITRI KNIGHT, an Individual; and
DOES II-X, Unknown Persons or Entities;

Defendants.

Case No: 2:24-cv-01065-CDS-EJY

**STIPULATION AND ORDER TO
EXTEND DISCOVERY**

(FIRST REQUEST)

The above-named parties, by and through their respective counsel of record, hereby state
as follows:

IT IS HEREBY STIPULATED by and between the parties through their respective
counsel that the all discovery deadlines be extended by an additional ninety (90) days. This is the
parties' first request to extend the discovery deadline in this matter.

1 Plaintiffs ALEXANDER MACHUCA, an Individual, and Arlene Machuca, as Parent and
2 Guardian of AM, a Minor (“Plaintiffs”) commenced a State Court Action on March 9, 2024.
3 Thereafter, they filed an Amended Complaint on April 29, 2024.

4 On June 7, 2024, Defendant Clark County School District (“CCSD”) filed Notice of
5 Removal of Action to Federal Court and Petition for Removal [Doc. 1].

6 On June 14, 2024, Defendant CCSD filed Answer to Amended Complaint [Doc. 5].

7 On July 8, 2024, Plaintiffs filed Plaintiffs’ Amended Motion to Extend Time for Service
8 of Defendant Justin Dimitri Knight [Doc. 10]. On July 11, 2024, the Court issued an Order
9 granting Plaintiff’s Amended Motion to Extend time for Service, extending the time within which
10 Plaintiff must serve Defendant Justin Dimitri Knight to November 6, 2024 [Doc 12].

11 On August 22, 2024, the Court issued and Order [Doc. 17] setting the following discovery
12 plan and scheduling order:

13 (a) Close of Discovery: **February 17, 2025**

14 (b) Final Date to Amend Pleadings or Add Parties: **November 19, 2024**

15 (c) Final Dates for Initial Experts: **December 19, 2024**

16 (d) Final Dates for Rebuttal Experts: **January 20, 2025**

17 (e) Final Date to File Dispositive Motions: **March 19, 2025**

18 (f) Joint Pretrial Order: **April 18, 2025**. If, however, dispositive motions are pending on
19 this date, the deadline for filing the joint proposed pretrial order is automatically
20 vacated and reset for 30 days after dispositive motions are ruled upon.

21 On October 9, 2024, Plaintiffs filed Amended Motion to serve Defendant Justic Dimitri
22 Knight by Publication and to Extend Time for Service [Doc. 21], which granted Plaintiffs through
23 and including **January 6, 2025**, to complete service by publication [Order, Doc. 22]. Service by
24 Publication was completed on December 4, 2024 [Proof of Publication, Doc. 23].
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1 Pursuant to the requirements of LR6-1 and LR26-4, the parties provide the Court
2 with the following information in support of their stipulation to extend discovery in this
3 matter.

4 ***A. DISCOVERY COMPLETED***

- 5 1. Defendant CCSD has provided initial witnesses and documents as required under
6 FRCP 26.
- 7 2. Plaintiffs served written discovery requests to Defendant CCSD on December 20.
8 2025.
- 9 3. Plaintiffs have served their initial disclosures on January 24, 2025.
- 10 3. Defendant has served written discovery requests to Plaintiff Alexander Machuca.

11 ***B. REMAINING DISCOVERY TO BE COMPLETED***

- 12 1. Depositions of fact and party witnesses disclosed by the parties.
- 13 2. Responses to written discovery requests.
- 14 3. Additional written discovery to be completed by both parties.
- 15 4. Expert disclosures need to be made.

16 ***C. REASON WHY DISCOVERY HAS NOT BEEN COMPLETED***

17 Plaintiffs made several efforts at service of Defendant Justin Knight. Service by
18 publication was completed through December 4, 2024. The parties needed to wait and allow Mr.
19 Knight an opportunity to appear before significantly engaging in discovery, which resulted in the
20 need for an extension of deadlines and to re-open the expert disclosure deadlines. Additionally,
21 the parties respectfully request an extension of the discovery deadlines in this case due to
22 extraordinary demands caused by the preparation for trial in another matter. Defense counsel
23 currently has a firm trial date of April 21, 2025, before Judge Williams in state court in case
24 number A-21-839023-B. In that case, Motions in Limine are due on March 3, 2025, and are
25 currently being drafted, alongside motions for summary judgment. The demands of trial
26 preparation in that case have required a significant portion of defense counsel's professional
27 attention, given its complexity and the approaching deadlines.
28

This request is made in good faith and not for the purpose of delay. Extending the discovery deadlines in the present case by 90 days will serve the interests of justice by allowing defense counsel to fully and effectively engage in the discovery process without compromising their obligations in the state court matter.

This extension is not intended to delay the progress of this case.

D. PROPOSED SCHEDULE FOR REMAINING DISCOVERY

(a) Close of Discovery: **May 19, 2025**

(b) Final Date to Amend Pleadings or Add Parties: March 19, 2025

(c) Final Dates for Initial Experts: **March 19, 2025**

(d) Final Dates for Rebuttal Experts: **April 19, 2025**

(e) Final Date to File Dispositive Motions: **June 17, 2025**

(g) Joint Pretrial Order: **July 17, 2025**. If, however, dispositive motions are pending on this date, the deadline for filing the joint proposed pretrial order is automatically vacated and reset for 30 days after dispositive motions are ruled upon.

IT IS SO STIPULATED.

DATED this 24th day of January 2025.

Dated this 24th day of January 2025.

RYAN ALEXANDER, CHTD.

LIPSON NEILSON P.C.

BY: /s/ Michael D. Navratil

By: /s/ Lisa J. Zastrow

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Machuca v. Clark County School District, et al.

Case No: 2:24-cv-01065-CDS-EJY

STIPULATION AND ORDER TO EXTEND DISCOVERY
(FIRST REQUEST)

ORDER

Based on the foregoing stipulation of the parties, IT IS SO ORDERED.


U.S. Magistrate Judge

Dated: January 24, 2025

Prepared by:

LIPSON NEILSON P.C.

By: /s/ Lisa J. Zastrow
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